

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 STEPHANIE BALSAMO,

4 *Petitioner,*

2:13-cv-01654-GMN-PAL

5 vs.
6

ORDER

7 STATE OF NEVADA, *et al.*,

8 *Respondents.*
9

10 This habeas matter comes before the Court for initial review.

11 In No. 2:13-cv-01648-JAD-NJK, petitioner has filed a pauper application and an extensive
12 petition challenging the Nevada state judgment of conviction in No. C224580 in the Eighth Judicial
13 District Court. The Court has denied the pauper application and directed petitioner to pay the filing fee
14 in that action.

15 The papers in the present action do not constitute an exact photocopy in all respects of papers
16 filed in No. 2:13-cv-01648. The minor differences between the papers in the two actions are
17 insubstantial, however. Moreover, the petition tendered in this case is only a fragment, consisting of
18 only the very first two pages of a petition without the assertion of any claims. Nor does the unsigned
19 petition fragment in this case name a proper respondent.

20 The Court therefore will dismiss the wholly duplicative and fragmentary papers filed in this
21 action without prejudice. Petitioner either tendered the fragmentary papers in error, or they were
22 docketed by the Clerk in error. In either event, a dismissal of this duplicative fragmentary action
23 without prejudice can cause no substantial prejudice.

24 **IT THEREFORE IS ORDERED** that the application (#1) to proceed *in forma pauperis* is
25 **DENIED without prejudice** and that this action shall be **DISMISSED without prejudice**.

26 The Clerk of Court shall enter final judgment accordingly, dismissing this action without
27 prejudice.

28 **DATED** this 12th day of November, 2013.


Gloria M. Navarro
United States District Judge